

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Issiah J. Fidler et al.

Serial No.: 10/532,551

Filed: March 30, 2006

For: ACTIVE SPECIFIC IMMUNOTHERAPY
OF CANCER METASTASIS

Group Art Unit: 1647

Examiner: Unknown

Atty. Dkt. No.: UTSC:767US

CERTIFICATE OF ELECTRONIC SUBMISSION

DATE OF SUBMISSION: October 9, 2006

INFORMATION DISCLOSURE STATEMENT

MS AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. § 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. § 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/UTSC:767US.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



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Date: October 9, 2006

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U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>	

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	4,215,051	07/29/80	Schroeder <i>et al.</i>	260	346.7	08/29/79
	A2	4,745,051	05/17/88	Smith <i>et al.</i>	435	68	05/27/83
	A3	4,879,236	11/07/89	Smith <i>et al.</i>	435	235	04/16/87
	A4	5,077,214	12/31/91	Guarino <i>et al.</i>	435	240.2	07/07/89
	A5	5,098,702	3/24/92	Zimmerman <i>et al.</i>	424	85.21	6/26/89
	A6	5,155,037	10/13/92	Summers	435	240.2	08/04/89
	A7	5,162,222	11/10/92	Guarino <i>et al.</i>	435	240.2	09/17/90
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	A10	5,495,540	03/12/96	Sawyer <i>et al.</i>	435	240.2	12/22/94
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	A12	5,759,809	06/02/98	Iatrou	435	69.1	03/01/96
	A13	6,224,882	05/01/01	Smith <i>et al.</i>	424	279.1	11/07/97

Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Language
	B1	JP 6166635	06/14/94	Japan	Japanese (English Abstract)
	B2	WO 00/20561	04/13/00	WIPO	English
	B3	WO 00/55345	09/21/01	WIPO	English
	B4	WO 01/92484	12/06/01	WIPO	English
	B5	WO 89/01038	02/09/89	WIPO	English
	B6	WO 93/07906	04/29/93	WIPO	English
	B7	WO 98/25574	06/18/98	WIPO	English

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Exam. Init.	Ref. Des.	Document Number	Date	Country	Language
	B8	WO 99/24049	05/20/99	WIPO	English

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

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	C1	Ayres <i>et al.</i> , "The Complete DNA Sequence of <i>Autographa californica</i> Nuclear Polyhedrosis Virus," <i>Virology</i> 202:586-605, 1994.
	C2	Bernards, <i>et al.</i> , "Effective Tumor Immunotherapy Directed Against An Oncogene-Encoded Product Using A Vaccinia Virgus Vector," <i>Proc. Nat'l Acad. Sci. USA</i> , 84:6854-6858, 1987.
	C3	Blissard and Rohrmann, "Baculovirus Diversity and Molecular Biology," <i>Annu. Rev. Entomol.</i> 35:127-155, 1990.
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	C8	Columbo <i>et al.</i> , "Immunotherapy I: Cytokine gene transfer strategies," <i>Cancer and Metastasis Reviews</i> , 16:421-432, 1997.
	C9	DeGiovanni <i>et al.</i> , Immunological and Non-Immunological Influence of <i>H-2K^b</i> Gene Transfection On The Metastatic Ability of B16 Melanoma Cells," <i>Int. J. Cancer</i> , 48:270-276, 1991..

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	C11	Dong <i>et al.</i> , "Suppression of Angiogenesis, Tumorigenicity, and Metastasis by Human Prostrate Cancer Cells Engineered to Produce Interferon- β ," <i>Cancer Res.</i> , 59: 872-879, 1999.
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	C16	Elliott <i>et al.</i> , "Perspectives on the Role of MHC Antigens in Normal and Malignant Cell Development," <i>Adv. Cancer Res.</i> , 53:181-245, 1989.
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	C18	Fabra <i>et al.</i> , "Modulation Of The Invasive Phenotype Of Human Colon Carcinoma Cells By Organ Specific Fibroblasts Of Nude Mice," <i>Differentiation</i> , 52: 101-110, 1992.
	C19	Fidler, "Critical determinants of cancer metastasis: rationale for therapy," <i>Cancer Chemother. Pharmacol.</i> , 43 suppl:S3-S10, 1999.
	C20	Flannery and Sandy, "Aggrecan catabolism in cartilage: Studies on the nature of a novel proteinase (aggrecanase) which cleaves the Glu373-Ala374 bond of the interglobular domain," 39 th Annular Meeting of Orthopaedic Research Society, page 190, 1993.
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	C22	Gohji <i>et al.</i> , "Human Recombinant Interferons-Beta and -Gamma Decrease Gelatinase Production and Invasion by Human KG-2 Renal-Carcinoma Cells," <i>Int. J. Cancer</i> , 58: 380-384, 1994b.
	C23	Gohji <i>et al.</i> , "Regulation of Gelatinase Production in Metastatic Renal Cell Carcinoma by Organ-specific Fibroblasts," <i>Jpn. J. Cancer Res.</i> , 85: 152-160, 1994a.
	C24	Groner, "Specificity and Safety of Baculoviruses," <i>In: The Biology of Baculoviruses</i> , R.R. Granados and B.A. Federici (Eds.), CRC Press, Boca Raton, FL., pp. 177-202, 1986.
	C25	Guarino and Smith, "Nucleotide Sequence and Characterization of the 39K Gene Region of <i>Autographa californica</i> Nuclear Polyhedrosis Virus," <i>Virology</i> , 179:1-8, 1990.
	C26	Guarino and Summers, "Nucleotide Sequence and Temporal Expression of a Baculovirus Regulatory Gene," <i>J. Virol.</i> , 61:2091-2099, 1987.
	C27	Guarino <i>et al.</i> , "Complete Sequence and Enhancer Function of the Homologous DNA Regions of <i>Autographa californica</i> Nuclear Polyhedrosis Virus," <i>J. Virol.</i> , 60:224-229, 1986.
	C28	Guarino <i>et al.</i> , "Ubiquitin Is Attached to Membranes of Baculovirus Particles by a Novel Type of Phospholipid Anchor," <i>Cell</i> , 80:301-309, 1995.
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	C30	Hu <i>et al.</i> , "Characterization of a Recombinant Vaccinia Virus Expressing Human Melanoma-Associated Antigen p97," <i>J. Virol.</i> , 62: 176-180, 1988.
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	C32	Kidd and Emery, "The use of baculoviruses as expression vectors," <i>Appl. Biochem. Biotechnol.</i> , 42:137-159, 1993.
	C33	Kim and Cohen, "MHC Antigen Expression by Melanomas Recovered from Mice Treated with Allogeneic Mouse Fibroblasts Genetically Modified for Interleukin-2 Secretion and the Expression of Melanoma-Associated Antigens," <i>Cancer Immunol. Immunother.</i> , 38:185-193, 1994.

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	C36	Lu <i>et al.</i> , "Active specific immunotherapy against occult brain metastasis," <i>Cancer Res.</i> , 63:1345-1350, 2003.
	C37	Lu <i>et al.</i> , "Eradication of primary tumors and induction of systemic immunity by an intralesional injection of baculovirus system-mediated inteferon-beta gene therapy," ABSTRACT, <i>Proc. Amer. Assoc. Cancer Res. Ann. Meeting</i> , 41:470, 2000.
	C38	Lu <i>et al.</i> , "Insect cells transduced with a baculoviral vector encoding murine interferon- β as a novel therapeutic cancer vaccine," ABSTRACT, <i>UT MD Anderson Cancer Center, Houston, TX</i> .
	C39	Lu <i>et al.</i> , "Specific immunotherapy against occult cancer metastases," <i>Int. J. Cancer</i> , 100:480-485, 2002.
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	C46	Pardoll, "Cancer Vaccines," <i>Immunol. Today</i> , 14:310-316, 1993.
	C47	Pardoll, <i>et al.</i> , "New Strategies for Active Immunotherapy with Genetically Engineered Tumor Cells," <i>Curr. Opin. Immunol.</i> , 4:619-623, 1992.
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	C50	Possee, "Baculoviruses as expression vectors," <i>Curr. Opin. Biotechnol.</i> , 8:569-572, 1997.
	C51	Rosenberg <i>et al.</i> , "The Immunotherapy and Gene Therapy of Cancer," <i>Clin. Oncol.</i> , 10:180-199, 1992.
	C52	Ruby <i>et al.</i> , "Recombinant Virus Vectors That Coexpress Cytokines—A New Vaccine Strategy," <i>Vaccine Res.</i> , 1:347-356, 1992.
	C53	Sampson <i>et al.</i> , "Subcutaneous vaccination with irradiated, cytokine-producing tumor cells stimulates CD8 ⁺ cell-mediated immunity against tumors located in the "immunologically privileged" central nervous system," <i>Proc. Nat'l Acad. Sci. USA</i> , 93:10399-10404, 1996.
	C54	Sibille <i>et al.</i> , "Structure of the Gene of tum – Transplantation Antigen P198: A Point Mutation Generates a New Antigenic Peptide," <i>J. Ex. Med.</i> , 172:35-45, 1990.
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	C59	Smith and Blobel, "The First Membrane Spanning Region of the Lamin B Receptor Is Sufficient for Sorting to the Inner Nuclear Membrane," <i>J. Cell Biol.</i> , 120:631-637, 1993.

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	C62	Sun <i>et al.</i> , "DNA as an adjuvant: capacity of insect DAN and synthetic oligodeoxynucleotides to augment T cell responses to specific antigen," <i>J. Exp. Med.</i> , 187:1145-1150, 1998.
	C63	Tanaka <i>et al.</i> , "Role of the Major Histocompatibility Complex Class I Antigens in Tumor Growth and Metastasis," <i>Ann. Rev. Immunol.</i> , 6:359-380, 1988.
	C64	Thiem and Miller, "Identification, Sequence, and Transcriptional Mapping of the Major Capsid Protein Gene of the Baculovirus <i>Autographa californica</i> Nuclear Polyhedrosis Virus," <i>J. Virol.</i> , 63:2008-2018, 1989.
	C65	Visse <i>et al.</i> , "Regression of intracerebral rat glioma isografts by therapeutic subcutaneous immunization with interferon-gamma, interleukin-7, or B7-1-transfected tumor cells," <i>Cancer Gene Ther.</i> , 6:37-44, 1999.
	C66	Volkman <i>et al.</i> , "Alternate Pathway of Entry of Budded <i>Autographa californica</i> Nuclear Polyhedrosis Virus: Fusion at the Plasma Membrane," <i>Virology</i> , 148:288-297, 1986.
	C67	Volkman, "The 64K Envelope Protein of Budded <i>Autographa californica</i> Nuclear Polyhedrosis Virus," <i>Curr. Top. Microbiol. Immunol.</i> , 131:103-118, 1986.
	C68	Whitford and Faulkner, "A Structural Polypeptide of the Baculovirus <i>Autographa californica</i> Nuclear Polyhedrosis Virus Contains O-Linked N-Acetylglucosamine," <i>J. Virol.</i> , 66:3324-3329, 1992a.
	C69	Whitford and Faulkner, "Nucleotide Sequence and Transcriptional Analysis of a Gene Encoding gp41, a Structural Glycoprotein of the Baculovirus <i>Autographa californica</i> Nuclear Polyhedrosis Virus," <i>J. Virol.</i> , 66:4763-4768. [Authors' correction (1993) <i>J. Virol.</i> , 67:2427], 1992b.
	C70	Whitford <i>et al.</i> , "Identification and Sequence Analysis of a Gene Encoding gp67, an Abundant Envelope Glycoprotein of the Baculovirus <i>Autographa californica</i> Nuclear Polyhedrosis Virus," <i>J. Virol.</i> , 63:1393-1399, 1989.

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EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.